

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

DAVID L. WINE,) Case No. EDCV 09-1943-VAP (JEM)
Plaintiff,)
v.) ORDER ADOPTING FINDINGS AND
J. HALTERMAN, et al.,) RECOMMENDATIONS OF UNITED
) STATES MAGISTRATE JUDGE

Pursuant to 28 U.S.C. § 638, the Court has reviewed the pleadings, the records on file, and the Report and Recommendation of the United States Magistrate Judge. No written Objections to the Report and Recommendation have been filed. The Court accepts the findings and recommendations of the Magistrate Judge.

IT IS HEREBY ORDERED that Defendants' Motion to Dismiss be denied. Defendants shall file an Answer to the Complaint within thirty (30) days of the date of this Order.

DATED: June 24, 2011

Virginia A. Phillips

VIRGINIA A. PHILLIPS
UNITED STATES DISTRICT JUDGE